



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Friddle *et al.*

Serial No.: 09/965,631

Group Art Unit: 1652

Filed: 09/27/01

Examiner: N. T. Nashed

For: Novel Human Proteases and  
Polynucleotides Encoding the Same

Atty Docket No.: LEX-0241-USA

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MS AF

Commissioner for Patents  
Alexandria, VA 22313

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed February 5, 2004 ("Final Action"), finally rejecting claims 1-3, 6, 8 and 9. The fee as required under 37 C.F.R. § 1.17(b) for filing this Notice of Appeal is \$165.00, and the Commissioner is hereby authorized to deduct this fee from Applicants' Representatives' Deposit Account No. 50-0892.

A Petition for an Extension of Time of two month to and including July 5, 2004, which falls on a Federal Holiday and is therefore extended until Tuesday, July 6, 2004, under 37 C.F.R. § 1.7, and authorization to deduct the fee as required under 37 C.F.R. § 1.17(a)(2) from Applicants' representatives Deposit Account were filed in the concurrently submitted response to the Final Office Action in this case. The Notice is thus timely filed, and Applicants believe no fees in addition to the fees for filing the Notice of Appeal and the extension fee authorized in the response to the Final Office Action are due in connection with this communication. However, should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason related to this communication, the Commissioner is authorized to consider this document a petition, and charge any underpayment or credit any overpayment to Applicants' Representatives' Deposit Account No. 50-0892.

Respectfully submitted,

07/13/2004 AWONDAF1 00000125 500892 09965631

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July 6, 2004

Date

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